

Presentment Date: August 11, 2017 at 5:00pm  
Objection Deadline: August 11, 2017 at 4:30pm

DENTONS US LLP  
Carole Neville  
1221 Avenue of the Americas  
New York, New York 10020  
Telephone: (212) 768-6700  
Facsimile: (212) 768-6800  
carole.neville@dentons.com

*Attorneys for Customers listed on the attached exhibit*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of  
Bernard L. Madoff Investment Securities LLC

Plaintiff,

v.

DEFENDANTS LISTED ON EXHIBIT A ON  
SEPTEMBER 29 ORDER,

Defendants.

**DENTONS US LLP'S LIMITED OBJECTION TO TRUSTEE'S PROPOSED ORDER  
AUTHORIZING THE CONTINUED DEPOSITION OF BERNARD L. MADOFF ON  
DAY TWO TOPICS**

Dentons US LLP ("Dentons"), counsel to Participating Customers, submits this limited objection to the Trustee's Proposed Order Authorizing the Continued Deposition of Bernard L. Madoff on Day Two Topics (the "Proposed Order") and respectfully states as follows:

1. Dentons' has no objection to the procedures in the Proposed Order except to the extent that it limits the Participating Customers to those Dentons' clients listed on Exhibit A to the Proposed Order (Proposed Order - Paragraph K ). Dentons represents ten other BLMIS customers in cases where discovery had not closed by July 7, 2016. These customers should be allowed to participate in the Day Two deposition of Bernard Madoff. The complete list of Dentons' customers in that category is attached hereto as Exhibit A.

2. The basis for seeking to expand the list to include the other Dentons' customers is simple. Because the first request for Madoff's deposition focused on the early trading for customers by BLMIS, the original list of Participating Customers submitted by Dentons included only those customers whose accounts dated back to the 1980's. However, Madoff's testimony in the latest round of questioning was that he held securities (U.S. Treasury Securities) in at least four brokerage accounts that were purchased with customer funds through 2008. These securities appear to match securities listed on the customer statements for 2007, as tested by Dentons. Dentons believes that the list of Participating Customers should be expanded to include the Dentons' customers on the attached list for questions with respect to trading and/or allocation of securities to their accounts.

3. Based upon the above, Dentons requests that the Court permit the customers on the attached list to participate in the Day Two depositions in accordance with the provisions of the Proposed Order.

Dated: August 10, 2017  
New York, New York

DENTONS US LLP

By: /s/ Carole Neville  
Carole Neville  
1221 Avenue of the Americas  
New York, New York 10020  
Telephone: (212) 768-6700  
Facsimile: (212) 768-6800  
carole.neville@dentons.com

*Attorneys for Customers list on the attached  
exhibit*

**DENTONS US LLP**

<b>DEFENDANTS</b>	<b>ADVERSARY PROCEEDING NO.</b>
*HAROLD J. HEIN	10-04861 (SMB)
*BARBARA J. BERDON	10-04415 (SMB)
SIDNEY COLE	10-04672 (SMB)
THE FREDERICA RIPLEY FRENCH REVOCABLE TRUST, <i>et al.</i>	10-05424 (SMB)
ALVIN GINDEL REVOCABLE TRUST, ALVIN GINDEL	10-04925 (SMB)
ROSE GINDEL TRUST, ROSE GINDEL, <i>et al.</i>	10-04401 (SMB)
*TOBY T. HOBISH, as an individual and as trustee, <i>et al.</i>	10-05236 (SMB)
*LAPIN CHILDREN LLC	10-05209 (SMB)
STANLEY T. MILLER	10-04921 (SMB)
NEIL REGER PROFIT SHARING KEOGH, NEIL REGER	10-05384 (SMB)
EUGENE J. RIBAKOFF 2006 TRUST, <i>et al.</i>	10-05085 (SMB)
BARRY WEISFELD	10-04332 (SMB)
JAMES GREIFF	10-04357 (SMB)
AMERICAN ISRAEL CULTURAL FOUNDATION	10-05058 (SMB)

\* Listed on Exhibit of Participating Customers

**CERTIFICATE OF SERVICE**

I, hereby certify that a true and accurate copy of the following was served this 10th day of August, 2017 by electronic mail and as further described below upon the following:

**By Hand Delivery**

Nicholas J. Cremona  
BAKER & HOSTETLER LLP  
45 Rockefeller Plaza  
New York, NY 10111-0100  
Telephone: 212.589.4200  
Facsimile: 212.589.4201  
Nicholas J. Cremona  
Email: [ncremona@bakerlaw.com](mailto:ncremona@bakerlaw.com)  
David J. Sheehan  
Email: [dsheehan@bakerlaw.com](mailto:dsheehan@bakerlaw.com)

**By FedEx**

Kevin H. Bell  
Securities Investor Protection Corp  
1667 K Street, N.W.  
Suite 1000  
Washington, DC 20006  
Telephone: 202.371.8300  
Facsimile: 202.223.1679  
Email: [kbell@sipc.org](mailto:kbell@sipc.org)

By: /s/ Carole Neville  
Carole Neville